

STATE OF TEXAS §  
COUNTIES OF ARANSAS §  
SAN PATRICIO AND NUECES §  
CITY OF ARANSAS PASS §

On this the 19th day of August, 2013 the City Council of the City of Aransas Pass convened in a Regular Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT:	Adan Chapa	Mayor
	Phillip Hyatt	Mayor Pro Tempore
	Ramiro Gomez	Council Member
	Billy Ellis	Council Member
	Vickie Abrego	Council Member

ABSENT:

ADMINISTRATIVE		
PERSONNEL PRESENT:	Allen Lawrence	City Attorney
	Sylvia Carrillo	City Manager
	Amanda Torres	Administrative Assistant

ADMINISTRATIVE		
PERSONNEL ABSENT:	Yvonne Stonebraker	City Secretary

STAFF PRESENT:	Bill Haines	EMC/Admin Coordinator
	Eric Blanchard	Police Chief
	Rickie Kilgore	Fire Chief
	Mike Holmes	Building Official
	Paul Alvarado	Public Works Director
	Donna Cox	Municipal Court
	Sandy Roddel	Finance Director
	Jeff Martin	I.T.
	Sarah Lee	Civic Center Manager
	James Hale	Street Supervisor
	Cande Torres	Water Supervisor

OTHERS PRESENT:	J.P. Gonzales, Annita West, George Featherstone, Don Rieger, Irwin & Pat Walters, Polly Mirkovich, Robert Stolt, James Redmond, Donald Brummett, Wayne Cirrie, Bill Denton, Cliff & Wendy Battle, Carol Salinas, De McLellan, Tom Callen, Ernie & Olivia Torres, Dan Edroy, Sandi Keen, Kathryn Foley, Bud Froeshner, Rosemary Vega, Steve Knight, Marvin Smart, Ann Melton, Mike & Jan Moore, Jim & Alpha Covington, Kyle Slston, Patsy Lawrence, Tim LaCross, Isai Gonzales and Willie Adams.
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*There may have been others present who did not sign in.*

- CALL MEETING TO ORDER.**  
  
Mayor Chapa called the meeting to order at 7:00 P.M. on August 5, 2013.
- INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.**  
  
Mayor Chapa gave the invocation and led the Pledge of Allegiance to the United States Flag.
- CONSENT AGENDA.**

- A. CONSIDER AND ACT ON MINUTES OF AUGUST 5, 2013.
- B. CONSIDER AND ACT ON RESOLUTION NO. 2013-697 - A RESOLUTION AUTHORIZING TAX RE-SALE ON SUIT NO.T-254-C; ARANSAS PASS INDEPENDENT SCHOOL DISTRICT, CITY OF ARANSAS PASS AND ARANSAS COUNTY VS. LARRY G. EVERETT, ET AL, ACCT. NO. R14192; LOT 11, BLOCK 214, BURTON AND DANFORTH SUBDIVISION, AN ADDITION IN ARANSAS COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF, RECORDED IN VOLUME 1, PAGES 62-63, PLAT RECORDS OF ARANSAS COUNTY TEXAS. PROPERTY LOCATED AT 1219 W. MOORE AVE.
- C. CONSIDER AND ACT ON RESOLUTION NO. 2013- 698 - A RESOLUTION AUTHORIZING TAX RE-SALE ON SUIT NO. S-07-1208-TX; ARANSAS PASS INDEPENDENT SCHOOL DISTRICT, SAN PATRICIO COUNTY AND CITY OF ARANSAS PASS VS. MARIO DAVILA, ET AL, TRACT NO. 2: ACCT. NO. 0011-0258-0010-000; LOT 10, BLOCK 258, ORIGINAL TOWNSITE, CITY OF ARANSAS PASS, SAN PATRICIO COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF, RECORDED IN VOLUME 3, PAGE 41, MAP RECORDS OF SAN PATRICIO COUNTY, TEXAS. PROPERTY LOCATED ON S. 9<sup>TH</sup> STREET.
- D. CONSIDER AND ACT ON RESOLUTION NO. 2013-699 - A RESOLUTION AUTHORIZING TAX RE-SALE ON SUIT NO. S-07-1208-TX; ARANSAS PASS INDEPENDENT SCHOOL DISTRICT, SAN PATRICIO COUNTY AND CITY OF ARANSAS PASS VS. MARIO DAVILA, ET AL, TRACT NO. 2: ACCT. NO. 0011-0258-0011-000; LOT 11, BLOCK 258, ORIGINAL TOWNSITE, CITY OF ARANSAS PASS, SAN PATRICIO COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF, RECORDED IN VOLUME 3, PAGE 41, MAP RECORDS OF SAN PATRICIO COUNTY, TEXAS. PROPERTY LOCATED ON S. 9<sup>TH</sup> STREET.
- E. CONSIDER AND ACT ON MR. ROLAND PENA'S AMENDED FACILITY LICENSE AGREEMENT. (SOFTBALL FIELDS)
- F. CONSIDER AND ACT ON RESOLUTION NO. 2013-700 – A RESOLUTION AMENDING CERTAIN TERMS AND CONDITIONS BETWEEN THE CITY OF ARANSAS PASS AND MS. STEPHANIE PHAM D/B/A THE BAIT SHACK.

Council Member Ellis made a motion to approve the consent agenda. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

#### 4. PRESENTATION OF RECOGNITION CERTIFICATES.

Mayor Adan Chapa presented a Recognition Certificate to Ms. Willie Adams-Building Maintenance, for going above and beyond the call of duty, being a one woman show and using her personal vehicle. Mayor Chapa presented Recognition Certificates to Ms. Sarah Lee-Civic Center Manager and Isai Gonzales-Code Enforcement for successful planning of the employee appreciation pool party.

#### 5. CONSIDER AND ACT ON APPROVING PUBLICITY AND TOURISM AGREEMENT BETWEEN CITY OF ARANSAS PASS AND ARANSAS PASS CHAMBER OF COMMERCE.

Chamber of Commerce Executive Director Rosemary Vega spoke to City Council about billboard signs, media promotions, postcards, commercials on you-tube, hotel solicitations and traffic reports from ferry landing to Aransas Pass.

City Manager Sylvia Carrillo stated Chamber of Commerce receives 70% of Hotel Motel Funds. She stated she would like to put a \$150,000.00 cap on the 70% of funds. She stated the City of Aransas Pass could use the additional funds for beautification corridors.

Council Member Ellis stated he would not feel comfortable with putting a cap on the Chamber of Commerce's funds. He stated the Chamber of Commerce is promoting the City of Aransas Pass and it would feel like the City is tying the Chambers hands.

Council Member Ellis made a motion to approve Publicity and Tourism Agreement between the City of Aransas Pass and the Aransas Pass Chamber of Commerce. Council Member Gomez seconded the motion and the motion carried unanimously.

6. **CONSIDER AND ACT ON APPROVING ARANSAS PASS CHAMBER OF COMMERCE 2013-2014 BUDGET.**

Council Member Ellis made a motion to approve the Aransas Pass Chamber of Commerce 2013-2014 Budget. Council Member Gomez seconded the motion and the motion carried unanimously.

7. **CONSIDER AND ACT ON EMERGENCY MEDICAL SERVICE CONTRACT BETWEEN THE CITY OF ARANSAS PASS AND TRI-COUNTY EMERGENCY MEDICAL SERVICES, INC.**

Mayor Pro Tem Hyatt made a motion to approve the Emergency Medical Service Contract between the City of Aransas Pass and Tri-County Emergency Medical Services, Inc. Council Member Ellis seconded the motion and the motion carried unanimously.

8. **CONSIDER AND ACT ON PERMIT FEE REIMBURSEMENT FOR ALLEN SAMUELS CHRYSLER DODGE JEEP RAM.**

Council Member Abrego made a motion to approve authorizing City Manager Carrillo permit fee reimbursement for Allen Samuels Chrysler Dodge Jeep Ram with appropriate backup provided to City Council. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

9. **CONSIDER AND ACT ON REQUEST OF MR. MARTIN WEILBACHER, 931 BAY STREET, FOR AN ADJUSTMENT ON HIS JUNE 1, 2013 WATERBILL.**

Council Member Ellis made a motion to approve the request of Mr. Martin Weilbacher, 931 Bay Street, for an adjustment on his June 1, 2013 waterbill. Council Member Gomez seconded the motion and the motion carried unanimously.

10. **CONSIDER AND ACT ON A LEASE AGREEMENT BETWEEN THE CITY OF ARANSAS PASS AND ARANSAS PATHWAYS KNOWN AS FOWLER LAKE KAYAK LAUNCH SITE.**

Dee McClellan and Phil Strahan, Aransas Pathways, spoke on the lease agreement between the City of Aransas Pass and Aransas Pathways. Mr. Strahan stated the lease agreement would be for 25 years with an option to renew for 25 more years. He stated there were 9.5 acres of land for the kayak site, funded by a 2% venue tax which had to be approved by voters. Mr. Strahan stated the purpose of the kayak site was to attract tourists for longer stays in the area. He stated the Aransas Pathways aka Fowler Lake Kayak Launch Site was authorized and established by tenant under the authority set forth in Chapter 334, Texas Local Government Code.

Council Member Ellis made a motion to approve a lease agreement between the City of Aransas Pass and Aransas Pathways known as Fowler Lake Kayak Launch Site. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

11. **CONSIDER AND ACT ON RE-SCHEDULING THE SEPTEMBER 2, 2013 COUNCIL MEETING TO SEPTEMBER 3, 2013 DUE TO A CITY HOLIDAY.**

Council Member Ellis made a motion to approve re-scheduling the September 2, 2013 Council Meeting due to a city holiday. Council Member Gomez seconded the motion and the motion carried unanimously.

12. **CITY MANAGER UPDATES:**

City Manager Carrillo spoke on moving to Stage 3 of the Drought Contingency / Water Conservation Plans, surcharge on waterbills, and water well permits.

13. **CITIZENS COMMENTS.**

Mr. James Redmond, 701 S. Lamont, requested a stop sign at the corner of South Whitney Street and West Spencer Avenue and West Spencer and South Lamont.

Mr. Marvin Smart spoke on the importance of the fence being replaced in Pelicans Cove.

14. **RECESS OPEN MEETING AND RETIRE TO EXECUTIVE SESSION PURSUANT TO CHAPTER 551 OF TEXAS GOVERNMENT CODE.**

Mayor Chapa recessed the Open Meeting and retired to Executive Session at 7:51 P.M

**A. SECTION 551.071 - CONSULTATION WITH CITY ATTORNEY – LEGAL MATTERS**

15. **RECONVENE OPEN MEETING AND CONSIDER AND ACT ON FINDINGS OF EXECUTIVE SESSION.**

Mayor Chapa reconvened the Open Meeting at 8:17 P.M.

**A. SECTION 551.071 - CONSULTATION WITH CITY ATTORNEY – LEGAL MATTERS**

No Action taken.

16. **BUDGET WORKSHOP PRESENTATION NO. 2.**

**A) CITIZENS' COMMENTS.**

Mr. Irwin Walters, Ms. Polly Mirkovich, Ms. Wendy Battle, Mr. Robert Stolt, Mr. Don Reiger, Mr. Paul Froeschner, Ms. Kathryn Foley, Mr. Tim LaCrosse, Mr. James Redmond spoke on the importance of re-building the fence in Pelican Cove.

Carol Salinas spoke on crime in her neighborhood.

Mr. J.P. Gonzales stated why not clean up the fence area.

Mr. Jim Covington stated he was a council member during the Pelican Cove development. He stated at one time council had discussed making the fence a part of the agreement but was never a written agreement.

**B) CONSIDER AND ACT ON CITIZENS COMMENTS.**

There were none.

17. **ADJOURNMENT OF MEETING.**

Mayor Pro Tem Hyatt made a motion to adjourn the meeting. Council Member Ellis seconded the motion and the motion carried unanimously.

Mayor Chapa adjourned the meeting at 8:42 P.M.

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Adan Chapa, Mayor

Attest:

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Yvonne Stonebraker, City Secretary